

## CRIMINAL COURT BILL FOR HARRISON COUNTY

Finds Easy Sailing Thus Far  
in Upper Branch of  
the Legislature.

MANY BILLS BOB UP

Democrats Draw But Little in  
Patronage and Enter  
Their Protest.

(By Charles Brooks Smith.)  
CHARLESTON, Jan. 19.—A brief  
session of the legislature today  
brought the number of bills up to  
seventy-one in the house and thirty-  
seven in the senate.

Senator Carroll introduced the pro-  
hibition amendment, and Gartlan the  
first prohibition petition to be pre-  
sented this session. It was signed  
by twenty citizens of Braxton county.

Under a suspension of rules the  
senate passed the Harrison county  
criminal court bill to its second  
reading, ordering it printed on mo-  
tion of Senator Coffman.

In the sixty odd senate attaches  
the seven Democratic senators drew  
one page and one stenographer,  
which caused Littlepage to inquire of  
the president if he thought the  
minority had received fair and decent  
treatment. This paper the chair de-  
clared he did not desire to discuss.

Senate joint resolution compris-  
ing the sale of the Berkeley Springs  
property was adopted and reported to  
the house.

Debates on economy filled in the  
time in the House between a shower  
of bills. Among the latter was one  
by Hager requiring a public trial of  
divorce cases, one by Harless provid-  
ing for the appointment of assistant  
prosecuting attorneys and providing  
for their compensation; one by Hart  
for the independent school district of  
Salmon; one by Lee, of Putnam, hold-  
ing a railroad company responsible for  
fires caused by sparks from loco-  
motives, and one by Good, by request,  
providing for clean linen in hotels.  
The latter bill added the spice of  
humor to the proceedings, especially  
when it was referred to the commit-  
tee on fish and game.

For the most part, the bills intro-  
duced today were unimportant, and  
a number of them purely local.

At 11 o'clock both branches ad-  
journing to give the various commit-  
tees, which are surfeited with bills,  
an opportunity to perform their work  
on measures in their hands for ac-  
tion and report.

C. L. Slayton, of Parkersburg, is  
the guest of his brother, Col. T. J.  
Slayton.

### DELAY ASKED

By the President in Anti-Jap-  
anese Legislation Until  
He is Heard From.

SACRAMENTO, Calif., Jan. 19.—  
Governor Gillette today received a  
telegram from President Roosevelt  
asking that all anti-Japanese legis-  
lation be held up until the President  
can be heard from. A letter is en-  
route from President Roosevelt giv-  
ing his views on the subject. The  
governor and the author of the bills  
directed against the Japanese have  
taken steps to comply with the Presi-  
dent's request.

### ELKS TO MEET

All Elks are requested to be on  
hand at the meeting of the Clarke-  
burg lodge to be held in the lodge  
hall on Third street tonight, begin-  
ning at 8 o'clock. The minstrel show  
and other matters of interest will be  
discussed.

### ROOT

Selected for United Senator  
From New York to Suc-  
ceed Platt.

ALBANY, N. Y., Jan. 19.—Repub-  
lican members of the legislature  
have formally recorded their choice  
of Elihu Root for United States Sen-  
ator to succeed Senator T. C. Platt.  
Mr. Root will be declared elected at a  
joint session tomorrow.

### CHICAGO GRAIN MARKET.

CHICAGO, Ill., Jan. 19.—Wheat  
107, corn 61 1-2, oats 51 5-8.

## ORDER CANVASSING BY SCHOOLS STOP

### THREE PRISONS LOSE CAPTIVES

Eight Prisoners Escape From  
Jails at Weston, Mounds-  
ville and Charleston.

Four prisoners escaped from the  
jail at Weston, two from the jail at  
Moundsville and two from the jail at  
Charleston last night.

At Weston the men effected their  
escape while the jailor was at supper  
by removing the bolts that fastened  
a window in the wall of the jail, and  
going out of the window. The men  
were not in their cells but in the  
corridor outside.

Report was received at the sheriff's  
office that one of the escaped prison-  
ers, John Stotter, had been seen at a  
point three or four miles away and  
deputy sheriffs were sent after him.  
A telephone message from the sher-  
iff's office at Weston late this after-  
noon states that neither Stotter nor  
any of the others had been captured  
or located.

The men who escaped are Frank  
Washburn, who was sentenced to the  
penitentiary for a felonious assault  
on a policeman, John Stutler, sen-  
tenced to five years in the peniten-  
tiary for stealing a horse, Phillip  
Abel, held on a charge of rape, and  
Elzie Higgins, awaiting trial on a  
charge of wife beating. Washburn  
broke jail about three months ago  
and was captured in Ohio. George  
M. Miller, a guard of the penitentiary  
at Moundsville, arrived at Weston to  
take Stutler to the penitentiary  
about an hour after Stutler escaped.

### GOVERNMENT

Sues B. & O. Railroad for Al-  
leged Violations of the  
Safety Appliance Act.

PARKERSBURG, Jan. 19.—A civil  
case entitled "The United States vs.  
the Baltimore & Ohio" is on trial at  
United States court, Judge Dayton  
presiding. The case is the first of  
the kind ever brought here and in-  
volves an alleged violation of the  
safety appliance act. In its nature it  
is much like a criminal proceeding,  
there being a penalty for violation.  
The government sues for \$100 dam-  
ages for each of the cases of alleged  
violation. There are five counts in  
the declaration.

The suit is brought by the govern-  
ment through the Inter-State Com-  
merce Commission. The violations  
charged in the suit arose at Grafton.  
The railroads which are common  
carriers of interstate commerce, and  
are required under the act to main-  
tain automatic couplers so that the  
servants of the company are not com-  
pelled to step between cars in cou-  
pling, as was the former system. The  
roads are required to keep these cou-  
plers in condition. In this instance it  
is alleged that the Baltimore & Ohio  
has failed to comply with the act.

### GORE RE-ELECTED

United States Senator From  
the State of Oklahoma  
by State Solons.

GUTHRIE, Okla., Jan. 19.—The  
house and senate voted separately  
today for United States senator.  
Both houses is overwhelmingly Demo-  
cratic. United States Senator Gore  
(Democrat) received the straight  
party vote. He will be formally re-  
elected at the joint session tomorrow.

### JOHN HULL IS BURIED.

The funeral and burial of John  
Hull, of Seventh street, Glen Elk,  
took place Tuesday afternoon. Bur-  
ial was in Elk View cemetery. He  
died at his home Monday afternoon  
after a long illness of a complication  
of diseases. Surviving are a widow  
and four young children. He was  
55 years old.

City Superintendent Burdette  
So Informs the Central  
Trades Council.

The following letter of explanation  
and information has been sent Presi-  
dent Homer Martin of the Central  
Trades Council:

Members Central Trades Council,  
Clarksburg, W. Va.  
Gentlemen:—The action of your  
body in regard to canvassing the city  
by school children for the purpose of  
receiving orders for a distant firm,  
came to my notice this evening.

Perhaps nothing can be said in de-  
fense of this practice in the schools,  
other than that the teachers, and  
through them the pupils, desired to  
secure bookcases, which were badly  
needed in some of the schools. Funds  
for that purpose have not been  
available since the demands for  
school equipment have become so  
heavy during the last few years.  
This practice in the school was not  
the order or direction of any school  
authority, but was done with the  
knowledge and consent of the prin-  
ciples in those wards, and of the  
superintendent.

No teacher or school officer in this  
city is at heart antagonistic to the  
interests with which these orders  
come in competition. I wish person-  
ally to assure you of the teachers'  
good intent in the matter. We want  
to be wholly in accord with the pub-  
lic in these matters.

This question had been up in a  
school conference on Friday of last  
week, and it was decided to drop the  
practice of soliciting these orders.  
We shall be pleased to follow your  
suggestions in the matter and shall  
do so in the best of spirit toward all  
concerned.

Yours very truly,

F. L. BURDETTE.

Clarksburg, Jan. 18, 1909.

## SECOND DEGREE MURDER VERDICT AGAINST LOVER

### PROTOCOL AGREED ON.

CARACAS, Jan. 19.—A protocol  
for a settlement of disputes between  
the United States and Venezuela was  
practically agreed upon today.

### AN AMENDMENT

To the Constitution of the  
State is Sought by  
the Churches.

A movement is on foot with  
churches and mission boards to have  
the legislature provide for an amend-  
ment to the constitution, which will  
confer the power of incorporation on  
churches and mission boards, so that  
they may hold money and receive be-  
quests. The absence of such a law  
has lost much money to the churches  
and religious boards.

### NEW MODEL FLYING MACHINE.

SALT LAKE CITY, Utah, Jan. 19.  
—C. L. Downer, of this city, com-  
pleted a five plane aeroplane model,  
one of many others, and has had re-  
markable success with it. The ma-  
terials used are very light and the  
model's weight is but a trifle over one  
pound. It is three feet in length and  
has a lifting surface of 2.2 square  
feet. With a shooting start, flights  
have been made as long as 125 feet.

### WILL ARRANGE HIS OWN FIGHT.

HOT SPRINGS, Ark., Jan. 19.—  
Billy Papke denies the report he had  
put himself under the management  
of Tommy Ryan for the purpose of  
re-entering the campaign to beat  
Stanley Ketchel. He says he will go  
after big game himself when he gets  
straightened out.

### AMERICANS HONORED.

PARIS, Jan. 19.—Amory Coffin Si-  
mons, an American artist now living  
in Paris; Ferdinand Blumenthal, a  
well known clubman of America, and  
C. Henrotin, the Belgian consul at  
Chicago, were among the men named  
today as chevaliers of the Legion of  
Honor.

Are Announced in Full by the  
President of That  
Body.

THE REPRESENTATIVES

Of This Senatorial District  
Are On Several of the  
Most Important Ones.

CHARLESTON, Jan. 19.—Presi-  
dent Forman of the state senate has  
announced the standing committees  
of that body as follows:

Senate Standing Committees.  
On Privileges and Elections—  
Messrs. Blue, Chairman; Hatfield,  
England, Barker, Johnson, Coffman,  
Flynn, Kidd, McIntire.

On the Judiciary—Messrs. Mer-  
edith, chairman; Blue, England, Coff-  
man, Craig, Kidd, Fisher.

On Finance—Messrs. Miller, chair-  
man; Gartlan, Hazlett, Hatfield,  
Smith, of Cabell, Sutherland, Baker,  
Silver, Zilliken.

On Education—Messrs. Santee,  
chairman, Smith, of Cabell; England,  
Johnson, Carroll, White, Shinn, Sil-  
ver, Fisher.

On Counties and Municipal Corpora-  
tions—Messrs. Hazlett, chairman;  
Baker, Johnson, Craig, Santee, Cos-  
sin, Silver.

On Roads and Navigation—Messrs.  
Sutherland, chairman; Grimes, White,  
Blue, Miller, Ashburn, Silver, Kidd.

On Banks and Corporations—  
Messrs. Flynn, chairman; Hazlett,  
Smith, of Cabell; Miller, Cossin,  
Sutherland, Shinn, Fisher, Littlepage.

On Public Building and Humane  
Institutions—Messrs. Grimes, chair-  
man; Ashburn; Bailey, White, John-  
son, Shinn, Littlepage.

On Penitentiary—Messrs. Gartlan,  
chairman; Flynn, Grimes, England,  
Johnson, Smith, of Cabell, Kidd.

On Railroads—Messrs. Hatfield,  
chairman; Smith, Baker, Gartlan,  
Shinn, Hazlett, Flynn, Fisher, Zilli-  
ken.

On the Militia—Messrs. England,  
chairman; Sutherland, Ashburn, Santee,  
Coffman, Shinn, McIntire.

On Federal Relations—Messrs.  
Bailey, chairman; Cossin, Santee,  
Ashburn, White, McIntire, Zilliken.

(Continued on page 9)

### MINER PAYS FINE

For Assault and Another Demands  
Trial on Same Charge.

Dominic Albino and Dominic Billo,  
miners employed at Glen Falls, were  
arrested there by Constable Lewis  
M. James Tuesday afternoon and  
taken before Magistrate G. H. Gor-  
don to answer to a charge of assault-  
ing and beating Andy Stepons there.  
Billo confessed and paid a fine of \$10  
and costs, but the other declared he  
was not guilty and it was arranged  
to have a trial for him later in the  
day.

### MYSTERY STILL

Is the Nature of the Proceed-  
ings Against the New  
York World.

NEW YORK, Jan. 19.—With both  
the complainant and defendant in the  
case of the Government against the  
New York World et al., the main is-  
sue involved is still unidentified.  
Judge Ward today received briefs  
from attorneys who are engaged in  
a preliminary skirmish here over  
what is believed to be criminal libel  
proceedings by the federal govern-  
ment as the result of recent newspa-  
per statements in connection with the  
Panama Canal purchase. The briefs  
filed followed an extended argument  
before Judge Ward yesterday. A  
decision on the point involved is not  
expected before tomorrow.

### CLAY GOFF HAPPY.

H. Clay Goff, of the Kobleger  
Wholesale company, is all smiles.  
When asked the reason why, he re-  
plied "A bouncing baby boy came to  
our home on South Chestnut street  
Saturday night. Do you blame me?"  
Mother and babe are doing nicely.

### MARRIAGE LICENSES

Marriage licenses have been issued  
to Joseph I. Melitz and Reesa G.  
Hudnell and Hiram J. Lynch and  
Anna P. Cox.

## HOUSE WRECKED AND DOZEN HURT

### BILLS OFFERED BY LAW MAKERS

In Session at Charleston  
Cover Many Subjects of  
Interest to All.

CHARLESTON, Jan. 19.—Among  
the more important bills introduced  
in the upper body was one by Sen-  
ator Bailey, providing for a tax of  
one and one-third cents per hundred  
thousand cubic feet on gas, to be es-  
timated and filed with the auditor the  
first year, and annually thereafter.

Senator Ashburn introduced his  
uniform text book bill, which also  
creates a state school book board.

Senator Santee introduced a local  
option bill, modeled largely after the  
Rose law of Ohio, making the county  
the unit.

Senator Hazlett offered joint reso-  
lution No. 1, providing for women  
serving on boards, and also an auto-  
mobile bill.

Senator Baker introduced a bill to  
increase the pay of judges of the su-  
preme court to \$7,500 a year, provid-  
ing for nine judges, one to be a  
chief justice and dividing the court  
into two parts.

Senator Blue introduced the Coop-  
er primary bill.

Senator Silver introduced senate  
bill No. 16, the Martinsburg charter,  
which was read by its title, passed  
and advanced to the second reading.

Senator Hazlett introduced his  
county local option bill, elections to  
be held every four years, making the  
county the unit, but providing that  
where a district goes wet or dry.

(Continued on page eight.)

### MURDER

Of Brother-in-Law by Young  
Man Who is Jailed is Sus-  
pected at Sistersville.

SISTERSVILLE, Jan. 19.—Sheriff  
W. E. Long arrested John Holpp, a  
young man who lives at Wolf Penn  
about ten miles back in the country  
last night. William Roberts, a broth-  
er-in-law of Holpp, disappeared a  
week ago last Saturday and has not  
been seen since and his friends are  
inclined to believe that he has been  
foully dealt with. Roberts had been  
out hunting and returned in the eve-  
ning with his dogs. Later the dogs  
returned home but Roberts has not  
showed up yet. Friends of the man  
went to Middlebourne and interested  
Prosecuting Attorney Moore, who  
made an investigation. The warrant  
for young Holpp was issued after  
ward.

The strange part of the story is  
that Roberts, who is well known in  
the oil fields, went away or disap-  
peared in his working clothes, and in  
addition to not drawing his money  
from the bank did not take his check  
for his last month's work, which he  
had received from his home. On ac-  
count of the domestic difficulties of  
the family and the fact that Roberts  
and young Holpp are known to have  
had several wordy quarrels over the  
trouble, the people of that section  
believe that a murder has been com-  
mitted.

Holpp was taken to the Tyler  
county jail at Middlebourne. It is  
said that the body of the slain man  
is at the bottom of an oil tank. Rob-  
erts married a sister of Holpp.

### BACON'S SUCCESSOR

As Assistant Secretary of  
State Will Be Nominated  
Tomorrow by President.

WASHINGTON, D. C., Jan. 19.—  
President Roosevelt will tomorrow  
nominate John Callan O'Laughlin, of  
this city, as assistant secretary of  
state, succeeding Robert Bacon, who  
becomes secretary of state.

### AIRSHIP CORPORATION.

NEW YORK, Jan. 19.—Announ-  
cement has been made of the propo-  
sition of the organization of the Aerial Na-  
vigation Company of America, with its  
principal office in this city, and with  
a capital of \$50,000,000, the com-  
pany to build airships.

Gas Explosion Occurs at So-  
lon Mine Buildings Occu-  
pied by Two Families.

SHINNISTON, Jan. 19.—By an ex-  
plosion of natural gas in a house at  
Solon mines last night one man had  
an arm broken, and about a dozen  
other persons were slightly bruised  
or burned, while the house is almost  
a complete wreck.

The house was a double building  
occupied by two families, Sam Perry,  
an Italian, on one side and John  
Able, an American, on the other.  
The building was plumed for gas  
but the gas had not been used for  
some time past. Yesterday, Able  
concluded he would use gas, and  
proceeded to make the connections  
with the cook stove and open the  
street valve. About 8 o'clock Fred  
Riblett was passing the house and  
smelling gas went in to inquire the  
cause; no leakage being found in-  
side, a miner's lamp was secured  
and, accompanied by Able, he went  
outside to investigate. Going to an  
open ventilator in the foundation,  
Riblett put his lamp into the open-  
ing and the act was followed by a  
flash of fire and an explosion that  
was heard a mile away.

The fire alarm was sounded and  
scores of people were soon on the  
scene. Bed clothing and other arti-  
cles of inflammable nature had been  
ignited, but the fire was soon extin-  
guished and an investigation made as  
to the amount of damage done.

Louis Carboni, an Italian boarder,  
had a broken arm from being thrown  
across the room, while all who were  
in the building, about a dozen in  
number, were slightly bruised and  
burned.

The foundation was blown from  
under the house, the floors through-  
out the building were torn up and the  
sides of the building torn apart. In  
fact it presents about as complete a  
wreck as could be imagined, with-  
out having fallen into a heap, and  
how anyone could escape alive or  
without serious injury is a mystery  
to all who view the ruins.

The loss on the building is \$500 or  
\$600. The loss on the furniture was  
small, though most of it was broken to  
pieces.

### EX-CONSTABLE IN JAIL

The sheriff of Preston county  
brought J. Worthing Schrader, ex-  
constable, from Kingwood to the  
county jail here today on a capias  
issued by the circuit court. There are  
charges against him in the form of  
an indictment. He has been working  
lately for a coal company near King-  
wood.

### TERM ENDS

County Court Finishes Busi-  
ness Before It and Ad-  
journs the Term.

The term of county court came to  
a close Monday evening.  
Henry Ashcraft was exonerated on  
\$250 for two years.

The Riverside Development Com-  
pany was exonerated on 120 idrs, val-  
ued at \$3,224.

E. M. Pigott qualified as guardian  
of Cecil Fortney, giving bond of  
\$200.

E. M. Pigott qualified as guardian  
of Clarence, Melville, Stella and Dan-  
iel Fortney, giving separate bonds of  
\$100 each, with H. C. Michael sure-  
ty.

### ONE DEAD IN DUEL

WHEELING, Jan. 19.—Frederick  
Crawford is dead and William Burser  
has a bullet wound in his abdomen  
as a result of a shooting affair at  
Moundsville, a suburb of Wheeling.

### SWARM

Of Witnesses and Others on  
Hand for Libel Suits  
Against the World.

WASHINGTON, D. C., Jan. 19.—  
The corridors and witness room in  
United States Court swarmed with  
newspaper men and others sum-  
moned to give testimony in the alleged  
libel case against the New York  
World and the Indianapolis News,  
when the federal grand jury met to-  
day. Among those present were  
Charles P. Tift and Douglas Hous-  
ton, President Roosevelt's brother-  
in-law.